

# The United States of America

To all to whom these presents shall come, Greeting:

## *Patent*

AA-6688-A

This patent is issued by the UNITED STATES, Department of the Interior, Bureau of Land Management, 222 West Seventh Avenue, #13, Anchorage, Alaska 99513-7504, as GRANTOR, to Ouzinkie Native Corporation, P.O. Box 89, Ouzinkie, Alaska 99644, as GRANTEE, for lands in the Kodiak Recording District.

### WHEREAS

Ouzinkie Native Corporation

is entitled to a patent pursuant to Sec. 14(a) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. § 1613(a), of the surface estate in the following-described lands, which were transferred by Interim Conveyance Nos. 53, 64, 863, 1581, and 1664 issued April 13, 1977, August 3, 1977, June 29, 1984, March 9, 1994, and February 21, 1996, respectively.

LANDS WITHIN THE CHUGACH NATIONAL FOREST (EXECUTIVE ORDER 908)

Seward Meridian, Alaska

T. 24 S., R. 18 W.,  
Sec. 5, lot 1;  
Sec. 6, lot 1.

Containing 355.35 acres, as shown on the plat of survey officially filed on December 22, 1989.

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T. 24 S., R., 19 W.,  
Sec. 1, lot 1;  
Sec. 2, lots 4 and 5;  
Sec. 3, lot 1;  
Sec. 4, lot 1;  
Sec. 5, lot 1;  
Sec. 6, lot 1;  
Sec. 11, lot 1;  
Sec. 12, lot 1;  
Sec. 14, lot 2.

Containing 2,144.66 acres as shown on the plat of survey officially filed on December 22, 1989, the plat of corrective resurvey of a portion of the meanders of an unnamed cove of Duck Bay, and the meanders of an unnamed lake officially filed on June 28, 1994, and the supplemental plat of survey officially filed on June 11, 1998.

T. 24 S., R. 20 W.,  
Sec. 1, lot 1;  
Sec. 2, lot 1;  
Sec. 3;  
Sec. 4, lot 1;  
Sec. 5;  
Sec. 6, lot 1;  
Sec. 7, lot 2;  
Sec. 9, lot 1;  
Sec. 10, lot 1;  
Sec. 11, lot 1;  
Sec. 15, lot 1;  
Sec. 16, lot 1;  
Sec. 18, lot 2;  
Sec. 21, lot 1;  
Sec. 22, lots 2 and 3.

Containing 4,563.49 acres, as shown on the plat of survey officially filed on December 22, 1989.

T. 24 S., R. 21 W.,  
Secs. 1 to 18, inclusive;  
Sec. 19, lots 1 and 2;  
Sec. 20, lot 1;  
Secs. 21 and 22;  
Sec. 23, lots 1, 2, and 3;  
Sec. 24, lot 2;  
Sec. 25, lots 1 and 2;  
Sec. 26, lots 1 and 2;  
Secs. 27, 28, and 29;  
Sec. 30, lots 1 to 6 inclusive, and lot 8;  
Sec. 31;  
Sec. 32, lot 1;  
Sec. 33, lot 1;  
Sec. 34, lot 1;  
Sec. 35, lots 1, 2, and 3.

Containing 18,890.10. acres as shown on the plat of survey officially filed on December 22, 1989.

Aggregating 25,953.60 acres within the Chugach National Forest.

**LANDS OUTSIDE THE CHUGACH NATIONAL FOREST (EXECUTIVE ORDER 908)**

Lots 10 to 16, inclusive, U.S. Survey No. 5691, Alaska.

Containing 120.48 acres, as shown on the plat of survey accepted on March 30, 1977, and the plat of dependent resurvey of portions of and the subdivision of original lots 1, 2, and 4 into lots 6 through 16 and the dependent resurvey of a portion of Tract C, U.S. Survey No. 4871 (Townsite of Ouzinkie) officially filed on June 28, 1994.

Seward Meridian, Alaska

T. 26 S., R. 19 W.,  
Sec. 6, lots 3 and 5;  
Sec. 7, lots 1, 2, and 3;

Sec. 8, lot 1;  
Sec. 14, lot 1;  
Sec. 15, lot 1;  
Sec. 16, lot 1;  
Sec. 17, lot 1;  
Sec. 18, lot 1;  
Sec. 19, lot 1;  
Sec. 20, lot 1;  
Sec. 21, lot 4;  
Sec. 22, lot 3;  
Sec. 23, lots 1 and 2;  
Sec. 27, lots 2, 3, 5, 10, and 11;  
Sec. 29, lot 1;  
Sec. 30, lot 1;  
Sec. 33, lot 1.

Containing 4,600.84 acres, as shown on the plat of survey accepted on January 9, 1980, the supplemental plat of survey of Section 30 accepted on March 21, 1980, and the supplemental plat of survey officially filed on March 12, 1991.

T. 25 S., R. 20 W.,  
Sec. 36, lot 1.

Containing 64.00 acres, as shown on the plat of survey accepted on January 9, 1980.

T. 26 S., R. 20 W.,  
Sec. 1, lot 2;  
Sec. 11, lot 2;  
Sec. 12, lot 1;  
Sec. 13, lot 2;  
Sec. 14, lot 2;  
Sec. 18, lot 1;  
Sec. 19, lot 2;  
Sec. 20, lot 5;

Sec. 21, lots 2 and 3;  
Sec. 22, lots 2 and 3;  
Sec. 24, lot 2;  
Sec. 26, lot 2;  
Sec. 27, lot 1;  
Sec. 28, lots 1 and 2;  
Sec. 31;  
Sec. 32, lot 1;  
Secs. 33 and 34;  
Sec. 35, lot 1;  
Sec. 36, lots 2 and 3.

Containing 8,454.37 acres, as shown on the plat of survey accepted on January 9, 1980, the amended plat of survey officially filed on October 11, 1991, and the plat of photogrammetric resurvey officially filed on August 12, 2004.

T. 27 S., R. 20 W.,  
Secs. 3, 4, and 5;  
Sec. 6, lots 1 to 4, inclusive, E2, E2W2;  
Sec. 7, lots 1 to 4, inclusive, E2, E2W2;  
Secs. 8 and 17;  
Sec. 18, lots 1 to 4, inclusive, E2, E2W2;  
Sec. 20;  
Sec. 34, lots 4 and 5, NW¼, N2SW¼.

Containing 6,037.18 acres, as shown on the plat of survey accepted on January 9, 1980, the plat of segregation of Tract 37 officially filed on June 30, 1986, and the plat of dependent resurvey of a portion of U.S. Survey No. 2539, and the survey of portions of the subdivisional lines and the subdivision of section lines officially filed on March 5, 1999.

Aggregating 19,276.87 outside of the Chugach National Forest.

Total aggregating 45,230.47 acres

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NOW KNOW YE, that there is, therefore, granted by the UNITED STATES OF AMERICA, unto the above-named corporation the surface estate in the lands above described; TO HAVE AND TO HOLD the said estate with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said corporation, its successors and assigns, forever.

EXCEPTING AND RESERVING TO THE UNITED STATES from the lands so granted:

1. The subsurface estate therein, and all rights, privileges, immunities, and appurtenances, of whatsoever nature, accruing unto said estate pursuant to the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. § 1613(f); and
2. Pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. § 1616(b) (1976), and the administrative record, including easement memoranda, the following public easements, referenced by Easement Identification Number (EIN) on the easement maps, copies of which can be found in the Bureau of Land Management's public land records, are reserved to the United States. All easements are subject to applicable Federal, State, or Municipal corporation regulation. The following is a listing of uses allowed for each type of easement. Any uses which are not specifically listed are prohibited.

25 Foot Trail - The uses allowed on a twenty-five (25) foot wide trail easement are: travel by foot, dogsleds, animals, snowmobiles, two- and three-wheeled vehicles, and small all-terrain vehicles (ATV's) [less than 3,000 lbs. Gross Vehicle Weight (GVW)].

100 Foot Proposed Road - The uses allowed on a one hundred (100) foot wide road easement are: travel by foot, dogsleds, animals, snowmobiles, two- and three-wheeled vehicles, small and large all-terrain vehicles (ATV's), tracked vehicles, four-wheel-drive vehicles, automobiles, and trucks. All roads in this category must be proposed for construction within a five-year period. If the road is not

constructed, the easement will be reduced to a twenty-five (25) foot wide trail easement, and the uses allowed will be those listed above for a twenty-five (25) foot wide trail easement. If, after the road has been constructed, a lesser width is sufficient to accommodate the road, the easement shall be reduced to a 60-foot wide road easement.

One Acre Site – The uses allowed for a site easement are: vehicle parking (e.g., aircraft, boats, all-terrain vehicles (ATVs). Snowmobiles, cars, trucks), temporary camping, and loading or unloading. Temporary camping, loading, or unloading shall be limited to 24 hours.

- a. (EIN 4 P) An easement twenty-five (25) feet in width for an existing access trail from the Townsite of Ouzinkie in Sec. 14, T. 26 S., R. 20 W., Seward Meridian, southeasterly to Sunny Cove in Sec. 19, T. 26 S., R. 19 W., Seward Meridian. This easement has been renumbered; it was initially reserved as EIN P-4. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.
- b. (EIN 22 F) An easement one hundred (100) feet in width for a proposed road from the head of Kazakof Bay in Sec. 33, T. 22 S., R. 20 W., Seward Meridian, to Afognak Bay and site EIN 53 C5 in Sec. 29, T. 24 S., R. 21 W., Seward Meridian, for access to public lands from public waters. This easement has been renumbered; it was initially reserved as EIN F-22. The uses allowed are those listed above for a one hundred (100) foot wide road easement.
- c. (EIN 29 F) An easement one hundred (100) feet in width for a proposed road from the Afognak Bay road EIN 22 F in Sec. 17, T. 24 S., R. 21 W., Seward Meridian, southwesterly to Afognak Joint Venture lands in Sec. 13, T. 24 S., R. 22 W., Seward Meridian. This easement has been renumbered. It was initially reserved as EIN F-29. The uses allowed are those listed for a one hundred (100) foot wide road easement.

- d. (EIN 31 D9) An easement twenty-five (25) feet in width for an existing access trail from Neva Cove in Sec. 21 and/or 22, T. 26 S., R. 20 W., Seward Meridian to Monashka Bay in Sec. 13, T. 27 S., R. 20 W., Seward Meridian. The trail follows the right bank of the creek for the first one-quarter ( $\frac{1}{4}$ ) mile as it leaves Neva Cove. This easement has been renumbered; it was initially reserved as EIN D9-31. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.
- e. (EIN 37 F) An easement twenty-five (25) feet in width for a proposed access trail from proposed road easement EIN 29 F in Sec. 18, T. 24 S., R. 21 W., Seward Meridian, northwesterly to Afognak Joint Venture lands in Sec. 13, T. 24 S., R. 22 W., Seward Meridian. This easement has been renumbered. It was initially reserved as EIN F-37. The uses allowed are those listed for a twenty-five (25) foot wide trail easement.
- f. (EIN 52 C5) A one (1) acre site easement upland of the mean high tide line in Sec. 26, T. 24 S., R. 21 W., Seward Meridian on Marka Bay. The uses allowed are those listed for a one (1) acre site easement.
- g. (EIN 53 C5) A one (1) acre site easement upland of the mean high tide line in Sec. 29, T. 24 S., R. 21 W., Seward Meridian of Afognak Bay. The uses allowed are those listed for a one (1) acre site easement.

THE GRANT OF THE ABOVE-DESCRIBED LANDS IS SUBJECT TO:

- 1. Valid existing rights therein, if any, including but not limited to those created by any lease (including a lease issued under Sec. 6(g) of the Alaska Statehood Act of July 7, 1958, 48 U.S.C. Ch. 2, § 6(g)), contract, permit, right-of-way, or easement, and the right of the lessee, contractee, permittee, or grantee to the complete enjoyment of all rights, privileges, and benefits thereby granted to him. Further, pursuant to Sec. 17(b)(2) of the Alaska



Native Claims Settlement Act of December 18, 1971 (ANCSA), 43 U.S.C. § 1616(b)(2) (1976), any valid existing right recognized by ANCSA shall continue to have whatever right of access as is now provided for under existing law;

2. The following third-party interests, if valid, created and identified by the State of Alaska, as provided by Sec. 14(g) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1613(g));
  - a. Right-of-way permit ADL 35527, issued August 14, 1967, to the State of Alaska, Department of Highways, traversing selected lands in Sec. 13, T: 27 S., R. 20 W., Seward Meridian.
  - b. Right-of-way permit ADL 54747, issued February 3, 1972, to the City of Kodiak, traversing selected lands in Sec. 13, T. 27 S., R. 20 W., Seward Meridian.
3. Requirements of Section 22(k) of the Alaska Native Claims Settlement Act of December 18, 1971 (ANCSA), (85 Stat. 688, 715; 43 U.S.C. 1601, 1621(k), (Supp. V, 1975)) pertaining to any of the above-described lands are located within the boundaries of a national forest and that until December 18, 1976, the sale of any timber from such lands be subject to the same restrictions relating to the export of timber from the United States as are applicable to national forest lands in Alaska under rules and regulations of the Secretary of Agriculture; and that (b) until December 18, 1983, such lands shall be managed under the principle of sustained yield and under management practices for protection and enhancement of environmental quality no less stringent than such management practices on adjacent national forest lands;

4. The terms and conditions of the Agreement of November 12, 1976 between Koniag, Inc., Koniag villages, and the Secretary of the Interior; and
5. Requirements of Sec. 14(c) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. § 1613(c), as amended, that the grantee hereunder convey those portions, if any, of the lands hereinabove granted, as are prescribed in said section.

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in Anchorage, Alaska, the eleventh day of September in the year of our Lord two thousand and twelve and of the Independence of the United States the two hundred and thirty-seventh.

By /s/ Ramona Chinn  
Ramona Chinn  
Deputy State Director, Division of Alaska Lands

Location Index for Recording Information:  
Lots 10 to 16, inclusive, USS 5691: Secs. 10 and 11,  
T. 26 S., R. 20 W., SM

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